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Attorneys for Defendant
Drake Wiest

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

DIANA SANTOS and EDWARD
CHAVEZ,

Plaintiffs,

vs.

DRAKE WIEST, in his individual capacity
and in his official capacity as a police
officer for CITY OF FAIRFIELD; and
DOES 1-50, inclusive, individually and in
their official capacities as peace officers for
CITY OF FAIRFIELD, jointly and
severally,

Defendants.

Case No. 2:22-cv-01856-DJC-AC

**STIPULATION AND ORDER TO AMEND
CASE SCHEDULE**

All parties, by and through their counsel of record, submit this Stipulation and Proposed Order wherein they stipulate as set forth below and hereby move this Court to modify its Scheduling Order, entered on November 2, 2023 (ECF 14). The parties stipulate that good cause exists to amend the operative scheduling order as indicated below.

WHEREAS the depositions of the Plaintiffs have not been completed due to scheduling issues of counsel, pending trials of other matters along with depositions of witnesses. Those depositions are in the process of being scheduled. The discovery has been delayed due to the press of business by all counsel.

WHEREAS no party will be prejudiced by the proposed extension below, nor are any key

substantive dates of the Court affected, including no effect to the trial date.

WHEREAS the parties have met and conferred and have proposed amending the current Scheduling Order per the dates and deadlines listed below as they need more time for discovery.

WHEREAS the parties propose the following new dates, subject to the Court's approval.

Event	Current Deadline	Proposed Deadline
Close of Fact Discovery	April 5, 2024	June 7, 2024
Expert Disclosures	April 19, 2024	June 14, 2024
Rebuttal Expert Disclosures	April 26, 2024	July 3, 2024
Expert Discovery Cut-Off	May 24, 2024	July 8, 2024
Last Day to File Dispositive and <i>Daubert</i> Motions	June 28, 2024	July 12, 2024
Pretrial Conference	November 5, 2024 at 1:30 p.m.	UNCHANGED
Jury Trial	January 6, 2025 at 9:00 a.m.	UNCHANGED

WHEREAS good cause exists to amend the operative scheduling order to allow the parties adequate time to conduct discovery and prepare their cases and defenses.

IT IS SO STIPULATED

The parties attest that concurrence in the filing of these documents had been obtained from each of the other signatories, which shall serve in lieu of their signatures on the document.

Dated: March 26, 2024

LAW OFFICES OF JUSTIN KIRK TABAYOYON

By: /s/ Justin Kirk Tabayoyon
Justin Kirk Tabayoyon
Attorneys for Plaintiffs
Diana Santos and Edward Chavez

Dated: March 26, 2024

MCNAMARA, AMBACHER, WHEELER,
HIRSIG & GRAY LLP

By: /s/ Noah G. Blechman
Noah G. Blechman
John J. Swafford
Attorneys for Defendant
Drake Wiest

ORDER

Pursuant to the stipulation of the parties, and with good cause appearing therefore, IT IS HEREBY ORDERED that that the Scheduling Order in this case be modified as follows:

Event	Current Deadline	Proposed Deadline
Close of Fact Discovery	April 5, 2024	June 7, 2024
Expert Disclosures	April 19, 2024	June 14, 2024
Rebuttal Expert Disclosures	April 26, 2024	July 3, 2024
Expert Discovery Cut-Off	May 24, 2024	July 8, 2024
Last Day to File Dispositive and <i>Daubert</i> Motions	June 28, 2024	July 12, 2024
Pretrial Conference	November 7, 2024 at 1:30 p.m.	UNCHANGED
Jury Trial	January 6, 2025 at 9:00 a.m.	UNCHANGED

IT IS SO ORDERED

Dated: March 27, 2024

/s/ Daniel J. Calabretta

THE HONORABLE DANIEL J. CALABRETTA
UNITED STATES DISTRICT JUDGE

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